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Response under 37 C.F.R. 1.116  
- Expedited Examining Procedure -  
Examining Group 1634

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Tiecheng A. Qiao, et al

RANDOM ARRAY OF MICRO-  
SPHERES FOR THE ANALYSIS OF  
NUCLEIC ACID USING ENZYME  
DIGESTION

Serial No. 10/098,642

Filed 15 March 2002

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Group Art Unit: 1634

Examiner: Betty J. Forman

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Carol A. Kukurudza*  
Carol A. Kukurudza  
*November 9, 2004*  
Date

**REQUEST FOR RECONSIDERATION UNDER 37 CFR §1.116**

In response to the Final Office Action dated August 6, 2004, Applicants provide the following remarks. Review and reconsideration of the application in view of Applicants' remarks are respectfully requested.

Applicants thank Examiner Forman for the indicated allowance of claims 1-20. Applicants submit all pending claims 1-25 are in condition for allowance for at least the following reasons.

Consideration of Applicants' remarks after final rejection is proper under 37 C.F.R. §1.116 because no amendments are made to the claims, and the remarks clarify issues previously presented, placing the application in condition for allowance. Entry and consideration of the remarks is thus respectfully solicited.

Claims 21-25 are rejected under 35 USC § 103(a) over Walt et al (WO 00/16101) in view of Porter et al (U.S. Patent 6,146,899). Walt et al. is cited

